

STATE OF ALABAMA §

LAUDERDALE COUNTY §

The Lauderdale County Commission convened at the Lauderdale County Courthouse in the City of Florence, Alabama at 9:00 a.m. on the 12th day of December, 2011. The meeting was called to order by the Judge of Probate who acted as Chairman. Upon roll call, the following members answered present:

Dewey D. Mitchell	Judge of Probate, Ex-Officio Chairman Lauderdale County Commission
Rhea Tays Fulmer	Commissioner, District 1
D.C. Thornton	Commissioner, District 1
Fay Parker	Commissioner, District 2
Larry Irons	Commissioner, District 2

Legal Counsel:

Christopher A. Smith	County Attorney
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Chairman Mitchell declared a quorum of the Commission to be present and the meeting open for the transaction of business.

The invocation was delivered by Commissioner Fay Parker.

Commissioner Irons moved, seconded by Commissioner Thornton that a resolution be adopted to show the appreciation of the Lauderdale County Commission to Jenoice A. Bevis for her excellent work. Jenoice A. Bevis' exceptional dedication and faithful diligence to the Lauderdale County Commission has been greatly appreciated. Ms. Bevis is retiring on December 30, 2011 and her unqualified counsel and support will be missed by the Lauderdale County Commission.

Commissioner D.C. Thornton expressed that Ms. Bevis has done a real good job and he considered her a friend.

Commissioner Irons thanked Ms. Bevis for all her years of service.

Commissioner Parker said that he appreciated all the help she had given to the Commission.

Commissioner Fulmer said that Ms. Bevis' reputation extends far beyond Lauderdale County and that her state wide reputation has been good for Lauderdale County.

Chairman Mitchell expressed his appreciation to Ms. Bevis for all the help she had given him when he took over the office of the Chairman of the Lauderdale County Commission. Chairman Mitchell said that Ms. Bevis' work was recognized throughout the state. She was elected into both State Offices of the ACCA and the ACAA where she held office in both agencies. Chairman Mitchell stated that he wanted to wish Ms. Bevis and Doyle the very best in her retirement and hope that they have the opportunity to spend time with their grandchildren and enjoy her well deserved time.

Jenoice A. Bevis stated that she wanted to thank everyone and that she would miss the Commission. She also stated that for 31 years she had not had a job in the Lauderdale County Courthouse that she did not enjoy and she always tried to do the best job she could. There being no further discussion and upon a vote taken, motion unanimously approved.

Commissioner Thornton moved, seconded by Commissioner Fulmer that all items on the agenda be approved for immediate consideration during this meeting. There being no discussion and upon a vote taken, motion unanimously approved. Agenda is herein recorded and made a part of these minutes.

Commissioner Irons moved, seconded by Commissioner Parker that the minutes of the previous meeting be approved for recording. There being no discussion and upon a vote taken, motion unanimously approved.

Commissioner Irons moved, seconded by Commissioner Thornton that a resolution be adopted authorizing the renewal of the inmate healthcare agreement between Southern Health Partners and Lauderdale County Commission pursuant to the same conditions and terms of last year. Commissioner Irons said that in the past three years that the county has had this agreement it has saved the county \$300,000 to \$400,000 dollars. There being no further discussion and upon a vote taken, motion unanimously approved. Resolution and terms of agreement are herein recorded and made a part of these minutes.

Commissioner Parker moved, seconded by Commissioner Fulmer that a resolution be adopted authorizing the cancellation of the December 26 Commission Meeting. There being no

discussion and upon a vote taken, motion unanimously approved. Resolution is herein recorded and made a part of these minutes.

Commissioner Thornton moved, seconded by Commissioner Fulmer that a resolution be adopted to select and designate the County Depositories as follows:

SunTrust Bank, Florence, Alabama	Compass Bank, Florence, Alabama
Bank Independent, Florence, Alabama	Wells Fargo Bank, Florence, Alabama
Farmers and Merchants Bank, Waterloo, Alabama	Regions Bank, Florence, Alabama
First Southern Bank, Florence, Alabama	First Metro Bank, Florence, Alabama
Citizens Bank, Rogersville, Alabama	CB & S Bank, Florence, Alabama

There being no discussion and upon a vote taken, motion unanimously approved. Resolution is herein recorded and made a part of these minutes.

Commissioner Fulmer moved, seconded by Commissioner Parker that a resolution be adopted affirming the appointment of George Lovell Tucker Jr. as the Deputy Coroner of Lauderdale County. Commissioner Fulmer stated that the position of Coroner was a thankless position and she appreciated their hard work. Chairman Mitchell stated that this was a very demanding position and that Andy High; Lauderdale County Coroner did a good job. There being no further discussion and upon a vote taken, motion unanimously approved. Resolution and attached letter is herein recorded and made a part of these minutes.

Commissioner Thornton moved, seconded by Commissioner Irons that a resolution entering into an agreement with the Alabama Emergency Management Agency for Radiological Emergency Plans/Programs (TVA Contract) be adopted. This is a three year program that will provide \$95,130.00 for 2012, \$99,887.00 for 2013, and \$104,881.00 for 2014. There being no discussion and upon a vote taken, motion unanimously approved. Resolution and attached documentation is herein recorded and made a part of these minutes.

Commissioner Irons moved, seconded by Commissioner Thornton that a resolution be adopted for the following Homeland Security Grants. The 1 Mal Grant for \$14,580 will support the Heavy Rescue, the 1 LEL Grant for \$22,500 will support the Florence Police Department Law Enforcement Team. Commissioner Irons asked George Grabryan, EMA Director, if the grants were 100% government funded, to which he replied that they were. With no further discussion and upon a vote taken, motion unanimously approved. Resolution and attached documentation is herein recorded and made a part of these minutes.

Commissioner Parker moved, seconded by Commissioner Fulmer that a resolution be adopted to accept Paradise Drive into the Lauderdale County Road System without special conditions or provisions. Commissioner Parker expressed that unless we did not wish to go forward and live like people did 30 years ago then we should not pass this resolution but he wanted to move forward.

Commissioner Thornton said to override the 1981 resolution it would not be fair to others living on gravel roads, that other area's had built and completed their roads to county standards before they were taken into the system, and if we were to pass this resolution we would not be fair to others living on gravel roads.

Commissioner Irons stated that the word passable was the issue and that the Commission had done several things to this road such as cherted the road, drain pipes, ditched drainage, mow trimmed. Commissioner Irons was not sure what else could be done to the road that the county had not already completed. He stated he had people who lived on Paradise Drive tell him that Paradise Drive was in as good of shape as it had ever been in. He also stated that there are several subdivisions in the county that are not up to standards and if we change Paradise Drive and take them into the system with no restrictions then we would have to do the same for all gravel roads in Lauderdale County. He added that we must not throw our standards out the window, that we must do the same for everyone in Lauderdale County and not just for Paradise Drive.

Commissioner Parker said he was in favor of doing what we do for one for everyone, but that the old resolution was out of date and this new resolution needed to be passed to bring everything up to date.

Chairman Mitchell stated that his main concern was in the third paragraph of the resolution where it stated no special conditions. If the resolution is adopted it has the potential of legal issues with other roads, that could be totally cost prohibitive.

Commissioner Irons asked Ken Allamel, County Engineer, if he would look to see if there was anything else we could do to Paradise Drive to make it more passable.

At the time Chairman Mitchell allowed Hank Thomas of Paradise Drive to speak. Mr. Thomas said that the 1981 resolution treated Paradise Drive differently and that the County Engineer was quoted as saying that he could only do what the County Commission allowed him to do. Mr. Thomas also said that this change in resolution would not cost the county any more money

and said that the Waterloo postmaster had said that they could not deliver mail and that safety of the road is a liability to the county.

Mel Grimes, citizen of Waterloo, stated that he had given out before the meeting, a letter from the citizens of Waterloo asking the Lauderdale County Commission to pave Paradise Drive. Mr. Grimes also stated that the Commission should pray for guidance, that Paradise Drive needs to be paved and if the commissioners lived on that road they would feel that way, and that the commissioners should consider the needs of others. Then without any further discussion a vote was taken. The resolution failed. Commissioner Parker and Fulmer voted aye and Commissioner Irons and Thornton voted nay. Upon a tie vote, Chairman Mitchell then voted nay so the resolution failed. The failed resolution is herein recorded and made a part of these minutes.

In compliance with competitive bid laws of the State of Alabama, sealed bids were received, publicly opened and read aloud for "Various Printing Jobs" Bid No. LA-2012-1. Bid tabulations were distributed to Commissioners for their review. Following a brief review of the bid results, Commissioner Fulmer moved, seconded by Commissioner Thornton that the bid be awarded to Printers and Stationary as the only bidder. There being no further discussion and upon a vote taken, motion unanimously approved. Bid tabulation is herein recorded and made a part of these minutes.

In compliance with the competitive bid laws of the State of Alabama, sealed bids for LA-2012-3, "Cleaning and Chemical Products", were advertised, received and publicly read aloud on November 30, 2011. Bid tabulations were prepared for Commission review. Commissioner Irons moved, seconded by Commissioner Thornton that the bid be awarded to the vendors shown on the tabulation sheet. There being no further discussion and upon a vote taken, motion unanimously approved. Bid tabulation is herein recorded and made a part of these minutes.

Commissioner Thornton moved, seconded by Commissioner Fulmer that the agreement with IBM Services for maintenance on the AS400 computer system be renewed for the 2012 year with no changes and at the price of \$10,345.00. There being no further discussion and upon a vote taken, motion unanimously approved.

Commissioner Irons moved, seconded by Commissioner Thornton that a resolution be adopted for an agreement between the Lauderdale County Detention Center and the Social Security Administration that will provide certain information to the Social Security Agency relative to the inmates. Any funds received from this agreement will be deposited into the Lauderdale County

General Fund. With no further discussion and upon a vote taken, motion unanimously approved. Resolution and attached documentation are herein recorded and made a part of these minutes.

The invoiced bills were audited, approved and ordered paid upon a motion made by Commissioner Thornton and seconded by Commissioner Fulmer. Following a brief discussion of the bills Commissioner Thornton asked Robert Bevis how they are using the GPS system in the Solid Waste Department. Mr. Bevis said that they could track all the trucks on speed and what direction they had taken on their routes. There being no further discussion and upon a vote taken, motion unanimously approved.

CHECKS ISSUED NOVEMBER 28, 2011 THROUGH DECEMBER 11, 2011

GENERAL - SPECIAL CHECK # 43431-43478 VOID # 43436, 43463	300,319.50
GASOLINE TAX FUND CHECK # 14285-14301	177,643.34
SOLID WASTE FUND CHECK # 4856-4865	64,106.31
REAPPRAISAL FUND CHECK # 9452-9460	19,600.70
RSVP FUND CHECK # 15854-15859	1,887.63
ACCOUNTS PAYABLE FUND CHECK # 31327-31418 VOID # 31341-31344, 31412	415,442.72
AGRI-BUSINESS FUND CHECK # 3103-3105	476.50
LEPA FUND CHECK # 6720-6725	3,748.67
RRR GASOLINE FUND CHECK # 543	1,277.99
AL. TRUST CAPITAL IMPROVEMENT FUND CHECK # 254 & 255	90,628.36

CDBG FUND CHECK # 353-355	24,583.60
FIRE PROTECTION FEE FUND CHECK # 3660-3673	120,139.88
PUBLIC BLDG., ROAD & BRIDGE SPECIAL CHECK # 375 & 376	51,257.33
INDUSTRIAL DEVELOPMENT TAX FUND CHECK # 1053	526,911.72
TOURISM, REC. & CONVENTION FUND CHECK # 378	5,000.00
TOBACCO TAX FUND CHECK # 2822-2824	11,413.80
SERIES 2001 DEBT SERVICE FUND CHECK # 196	36,607.50
TOTAL	1,851,045.55

Gilbert Parrish, Waterloo stated that he was disappointed about the votes and addressed Chris Smith, County Attorney, asking if any of the commissioners were personally liable for the resolutions and asked why a resolution needed to be rewritten if that was the case.

Mr. Smith answered stating that it was rewritten to clarify the lots and Mr. Parrish said that Mr. Smith did a good job rewriting the resolution. He also asked Ken Allamel, County Engineer, why he did not answer Commissioner Irons question on what else could be done to Paradise Drive.

Ken stated that he had followed county guidelines and he would follow whatever the county commissioners told him to do.

Hank Thomas, Paradise Drive, wanted to thank Jenoice Bevis for her service to the county and said that she had always been very professional to him.

Shelly Pettus of Killen asked George Grabryan, EMA Director if we had a EMA Emergency Plan. George said yes that the plans are being completed. Ms. Pettus wanted to know when a plan

would be completed. Commissioner Fulmer said that a Plan was to be completed by the end of fall and that is fast approaching but it is a long process to complete.

Commissioner Parker asked how often we update the EMA plans. George Grabryan stated that around every 10 years a new and updated plan is addressed but we have to follow federal guidelines and that they change constantly so they were trying to make sure that they are using the latest information.

Commissioner Parker said that he was disappointed that the Paradise Drive resolution did not pass and he thinks no one wants to go back to live in the 1960's and that we should change with the times.

There being no further business to come before the Commission it was upon a motion made by Commissioner Thornton and seconded by Commissioner Parker adjourned until the next regular meeting or subject to call

Dewey D. Mitchell, Chairman
Lauderdale County Commission

D.C. Thornton, Commissioner
District 1

Rhea Tays Fulmer, Commissioner
District 1

Fay Parker, Commissioner
District 2

ATTEST:

Larry Irons, Commissioner
District 2
